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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF:  
V. Raman Sukumar, M.D.

APPLICATION NO.: 10/821,678

GROUP ART UNIT: 1655

FILED: April 8, 2004

EXAMINER: RALPH J. GITOMER

TITLE: MOBILE INTRA-OPERATIVE  
MICROSCOPIC DIAGNOSIS  
LABORATORY

ATTY DOCKET NO: RS03-232

DATE: September 8, 2006

Honorable Commissioner of Patents and Trademarks  
P. O. Box 1450  
Alexandria, VA 22313-1450

R E S P O N S E

This is in response to the Office Action mailed August 8, 2006.

**Election/Restriction:**

The Examiner required a restriction of Claims 1 – 10 and 11 – 16 on the grounds that the apparatus of Claims 1 – 10 is related to the process of Claims 11 – 16. Applicant elects to proceed with the apparatus Claims 1 – 10. Claims 11 – 16 are withdrawn. The Applicant does not agree that the process as claimed can be practiced by another materially different apparatus or by hand in a laboratory without the apparatus covered by Claims 1 – 10. In Claim 11, the freezing is required to take place in a mobile laboratory, which would require the apparatus of Claim 1 – 10. Nevertheless, Applicant has made an election with traverse to proceed on Claims 1 – 10.

Respectfully submitted,

  
JOHN C. ANDRADE  
Attorney for Applicant  
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September 8, 2006

Title of the Invention: Mobile Intra-Operative Microscopic Diagnosis Laboratory

Full Name of the Inventor: V. Raman Sukumar, M.D.

Docket No.: RS03-232

Attorney's Name: John C. Andrade, Esquire

**CERTIFICATE OF MAILING BY "EXPRESS MAIL"**

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Date of Deposit: September 8, 2006

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JOHN C. ANDRADE



September 8, 2006